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APR 07 2010

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

APR - 5 2010

By

Clerk

Deputy Clerk

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

)
) Water Right Nos.: 02-02251 & 02-10017
) (Van Es)
)
) ORDER OF PARTIAL DECREES
)
)

On December 29, 2006, the Idaho Department of Water Resources filed its *Director's Report for Basin 02, Reporting Area 20, for Irrigation and Other Water Rights*, which included recommendations for the above named water rights. No objections were filed and the time period for filing objections has expired.

On February 10, 2010, the Idaho Department of Water Resources filed an *Amended Notice of Completed Administrative Proceeding* and *Amended Director's Reports* notifying the Court of a transfer in each of the above named water rights. No objections were filed to the *Amended Director's Reports* and the time period for filing objections has expired.

Therefore, IT IS ORDERED that the above-captioned water rights be decreed as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED

April 5, 2010

ERIC J. WILDMAN

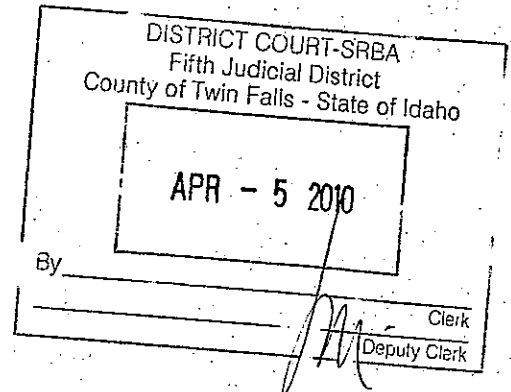
Presiding Judge

Snake River Basin Adjudication

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 02-02251



NAME AND ADDRESS: DALE VAN ES
JACKIE VAN ES
8222 DESERT DR
MARSING, ID 83639

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 6.08 CFS
1368.00 AFY

Rights 2-2251 and 2-10017 when combined shall not exceed a total
diversion rate of 29.00 cfs.

PRIORITY DATE: 11/17/1964

POINT OF DIVERSION: T02S R01E S30 SENW Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	6.08 CFS 1368.00 AFY

The use of water for irrigation under this right may begin as
early as March 1 provided other elements of the right are not
exceeded. The use of water before March 15 under this remark is
subordinate to all water rights having no subordinated early
irrigation use and a priority date earlier than the date a
partial decree is entered for this right.

PLACE OF USE:	Irrigation		Within Owyhee County
	T02S R01W S14	SWSW 40.0	SESW 40.0
		SWSE 40.0	
	S15	SENE 40.0	NESW 40.0
		SESW 40.0	NESE 40.0
		NWSE 40.0	SWSE 40.0
		SESE 40.0	
	S21	SESE 40.0	
	S22	NENE 40.0	NWNE 40.0
		SWNE 40.0	SENE 40.0
		NENW 40.0	SENW 40.0
		NESW 40.0	NWSW 40.0
		SWSW 40.0	SESW 40.0
		NESE 40.0	NWSE 40.0
		SWSE 40.0	SESE 40.0
	S23	NWNE 40.0	SWNE 40.0
		NENW 40.0	NWNW 40.0
		SWNW 40.0	SENW 40.0
		NESW 40.0	NWSW 40.0
		SWSW 40.0	SESW 40.0
		NWSE 40.0	SWSE 40.0
	S26	NWNE 40.0	SWNE 40.0
		NENW 40.0	NWNW 40.0
		SWNW 40.0	SENW 40.0
		NESW 40.0	NWSW 40.0
		SWSW 40.0	SESW 40.0
		NWSE 40.0	SWSE 40.0
	S27	NENE 40.0	NWNE 40.0
		SWNE 40.0	SENE 40.0

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

	NENW 40.0	NWNW 40.0
	SWNW 40.0	SENW 40.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 40.0
S34	NENE 40.0	NWNE 40.0
	NENW 40.0	
2720.0	Acres Total	

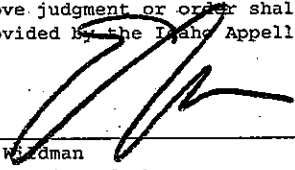
This right is limited to the irrigation of 304 acres within the place of use described above in a single irrigation season. The rights listed below are limited to the irrigation of a combined total of 2,495 acres in a single irrigation season. Combined Right Nos.: 2-2251, 2-10017.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Eric J. Woodman
Presiding Judge of the
Snake River Basin Adjudication

In Re SRBA)
)
Case No. 39576)
)

Water Right 02-10017

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

APR - 5 2010

By _____ Clerk
_____ Deputy Clerk

QUANTITY: 29.00 CFS
9860.00 AFY

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	29.00 CFS
			9860.00 AFY

PLACE OF USE:	Irrigation.	Within Owyhee County
	T02S R01W S14	SESW 40.0
		SWSW 40.0
	S15	SESE 40.0
		SENE 40.0
		SESW 40.0
		NESE 40.0
		NWSE 40.0
		SWSE 40.0
	S21	SESE 40.0
	S22	SESE 40.0
		NENE 40.0
		NWNE 40.0
		SWNE 40.0
		SENE 40.0
		NENW 40.0
		SENW 40.0
		NESW 40.0
		NWSW 40.0
		SWSW 40.0
		SESW 40.0
		NESE 40.0
		NWSE 40.0
		SESE 40.0
	S23	SWNE 40.0
		NWNE 40.0
		NENW 40.0
		NWNW 40.0
		SWNW 40.0
		SENW 40.0
		NESW 40.0
		NWSW 40.0
		SWSW 40.0
		SESW 40.0
		NWSE 40.0
		SWSE 40.0
	S26	SWNE 40.0
		NWNE 40.0
		NENW 40.0
		NWNW 40.0
		SWNW 40.0
		SENW 40.0
		NESW 40.0
		NWSW 40.0
		SWSW 40.0
		SESW 40.0
		NWSE 40.0
		SWSE 40.0
	S27	NWNE 40.0
		NWNE 40.0
		SENE 40.0

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

	NENW 40.0	NWNW 40.0
	SWNW 40.0	SENW 40.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 40.0
S34	NENE 40.0	NWNE 40.0
	NENW 40.0	

2720.0 Acres Total

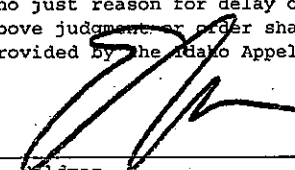
This right is limited to the irrigation of 2191 acres within the place of use described above in a single irrigation season. The rights listed below are limited to the irrigation of a combined total of 2,495 acres in a single irrigation season. Combined Right Nos.: 2-2251, 2-10017.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on April 05, 2010, with sufficient first-class postage to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

DALE VAN ES
JACKIE VAN ES
8222 DESERT DR
MARSING, ID 83639

